PJS:MEM:dlm

# UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF PENNSYLVANIA

PATRICIA SCHOUPPE, : Civil No. 3:CV-16-00290

Plaintiff :

: (Munley, J.)

v.

:

BLAKESLEE POST OFFICE,

ET AL,

**Defendants**: Filed Electronically

## MOTION TO DISMISS AND/OR FOR SUMMARY JUDGMENT

COMES NOW, Defendant United States of America, and moves this Court to dismiss the Complaint pursuant to Fed. R. Civ. P. 12(b) and to enter summary judgment in its favor pursuant to Fed. R. Civ. P. 56(b). A brief in support of this Motion will be filed in accordance with M.D. Pa. Local Rule 7.5.

### Case 3:16-cv-00290-JMM Document 14 Filed 04/27/16 Page 2 of 3

Counsel certifies that he has sought the concurrence of

Plaintiff's Counsel pursuant to Local Rule 7.1.

Date: April 27, 2016

Respectfully submitted,

PETER J. SMITH United States Attorney

/s Mark E. Morrison

Mark E. Morrison

Assistant United States Attorney

Attorney I.D. No. PA43875

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### CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.

That this 27th day of April, 2016, she served a copy of the attached

#### MOTION TO DISMISS AND/OR FOR SUMMARY JUDGMENT

by using the ECF filing system, which will send electronic notice of the filing to counsel.

#### ADDRESSEE:

Joshua B. Goldberg Anders, Reigel & Massington, LLC 128 E. Broad Street Bethlehem, PA 18018

s/ Dawn L. Mayko
Dawn L. Mayko